

In the United States Patent and Trademark Office

Applicant:	Thomas Gerard Shannon	Docket No.:	20,227
Serial No.:	10/808,744	Group:	1771
Confirmation No:	5864	Examiner:	E. M. Cole
Filed:	March 24, 2004	Date:	December 12, 2005
For:	WIPING PRODUCTS CONTAINING DELIQUESCENT MATERIALS		

Provisional Terminal Disclaimer

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Present Application

1. Kimberly-Clark Worldwide, Inc., doing business at 401 North Lake Street, Neenah, Wisconsin, 54956, is the assignee of the entire right, title and interest in and to the above-referenced present pending U.S. patent application serial number 10/808,744 filed on March 24, 2004 for "Wiping Products Containing Deliquescent Materials".
2. Assignment of the Inventor's rights in present patent application serial number 10/808,744 to Kimberly-Clark Worldwide, Inc. is evidenced by an assignment document which has been recorded in the U.S. Patent and Trademark Office at Reel 015317, Frame 0175.

Copending Commonly Assigned Application

1. Kimberly-Clark Worldwide, Inc. is also the assignee of the entire right, title and interest in and to copending U.S. patent application serial number 10/745,182 filed on December 23, 2003 for "Fibrous Materials Exhibiting Thermal Change During Use".
2. Assignment of the Inventor's rights in copending patent application serial number 10/745,182 to Kimberly-Clark Worldwide, Inc. is evidenced by an assignment document which has been recorded in the U.S. Patent and Trademark Office at Reel 014850, Frame 0427.

Right of Assignee to Prosecute

Kimberly-Clark Worldwide, Inc. certifies:

- (a) that the evidentiary documents have been reviewed; and
- (b) that to the best of Kimberly-Clark Worldwide, Inc.'s knowledge and belief, title of present U.S. patent application serial number 10/808,744 is in Kimberly-Clark Worldwide, Inc.

Provisional Terminal Disclaimer

1. In the event that a patent based upon copending U.S. patent application serial number 10/745,182 issues, Kimberly-Clark Worldwide, Inc. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the present U.S. patent application serial number 10/808,744, which would extend beyond the expiration date of the full statutory term, including any applicable term extensions, defined in 35 U.S.C. 154 and 156 for said issuing patent based on U.S. patent application serial number 10/745,182.
2. Kimberly-Clark Worldwide, Inc. hereby agrees that any patent granted upon present U.S. patent application serial number 10/808,744 shall be enforceable only for and during such period that the legal title to such patent shall be the same as the legal title to copending U.S. patent application serial number 10/745,182 and any patent(s) issuing therefrom. This agreement shall run with any patent granted upon present U.S. patent application serial number 10/808,744 and shall be binding upon Kimberly-Clark Worldwide, Inc., its successors and/or assigns.

Exceptions to Provisional Terminal Disclaimer

In the event that, after the filing of this Terminal Disclaimer, any patent based upon copending U.S. patent application serial number 10/745,182:

- (a) expires for failure to pay a maintenance fee;
- (b) is held unenforceable;
- (c) is found invalid by a court of competent jurisdiction;
- (d) is statutorily disclaimed in whole;
- (e) is terminally disclaimed under 37 C.F.R. 1.321(a);
- (f) has all of its claims canceled in a reexamination certificate; or
- (g) is otherwise not deemed to provide the rights conveyed by 35 U.S.C. 154 prior to the expiration of its full statutory term;


Kimberly-Clark Worldwide, Inc. specifically does not disclaim any terminal part of any patent granted on the present U.S. patent application serial number 10/808,744 prior to the expiration date of the term defined in 35 U.S.C. 154 and 156 including any term extensions as applicable to any patent granted on copending U.S. patent application serial number 10/745,182.

Fee

Pursuant to 37 C.F.R. 1.321(c)(1), please charge the \$110.00 fee due in accordance with 37 C.F.R. 1.20(d) to Kimberly-Clark deposit account number 11-0875. This Provisional Terminal Disclaimer is filed in duplicate.

The undersigned is an attorney of record in the present application having serial no.10/808,744.

Respectfully submitted,
KIMBERLY-CLARK WORLDWIDE, INC.
THOMAS GERARD SHANNON

By: 
Gregory E. Croft

Reg. No. 27,542

Date: December 12, 2005

CERTIFICATE OF TRANSMISSION

I, Judy Garot, hereby certify that on December 12, 2005 this Provisional Terminal Disclaimer is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300.

Typed or printed name of person signing this certificate:

Judy Garot

Signature: 